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 JULIE L. TAYLOR CASB NO. 154341
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BUGRA BAKAN, an individual, and
 CANG NGUYEN, an individual, each on
 his own behalf and on behalf of all others
 similarly situated,

Plaintiffs,

vs.

CITIGROUP, INC., a Delaware
 corporation; CITIBANK, F.S.B., a Savings
 Association, dba CITIBANK
 CALIFORNIA; CITIBANK (WEST) F.S.B.,
 a Savings Association; CITICORP
 INVESTMENT SERVICES, a Delaware
 corporation; and DOES 1 through 50,
 inclusive,

Defendants.

Case No. C 03 4748 MMC

**SUPPLEMENTAL JOINT CASE
 MANAGEMENT STATEMENT AND
~~PROPOSED~~ ORDER**

Civ. L.R. 16-10(d)

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**SUPPLEMENTAL JOINT CASE MANAGEMENT STATEMENT AND
[PROPOSED] ORDER**

The parties to the above-entitled action jointly submit this Supplemental Case Management Statement and [Proposed] Order, pursuant to Civil Local Rule 16-10(d), and request the Court to adopt it as its Supplemental Case Management Order in this case.

DESCRIPTION OF SUBSEQUENT CASE DEVELOPMENTS

1. The following progress or changes have occurred since the last case management statement filed by the parties:

The parties have worked with JAMS mediators Hon. Daniel Weinstein and mediator Catherine Yanni to prepare, exchange, review and revise draft settlement materials including a formal settlement agreement, a draft proposed class notice, and a draft request for exclusion. The mediators have assisted in exchanging and reviewing the documents. The parties have met to discuss each side's proposed revisions, believe they are close to executing a final version, and intend to work through any remaining language issues with mediator Catherine Yanni within the next two weeks. The parties then expect to prepare and present motions (1) for preliminary settlement class approval and certification, and (2) to designate Hon. Daniel Weinstein and mediator Catherine Yanni as special masters to coordinate and implement settlement pending final approval by the Court.

1 2. The parties jointly request the Court to make the following
2 Supplemental Case Management Order:

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4 The parties request that the Court set a further Case Management Conference
5 permitting final agreement on and submission of settlement materials or, alternatively,
6 hold the currently scheduled conference to permit an oral status report from counsel.

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8 DATED: September 9, 2005

9 /s/ Richard C. Rybicki
10 RICHARD C. RYBICKI
11 RYBICKI & BLEVANS, LLP
 Attorneys for Plaintiffs
 BUGRA BAKAN and CANG NGUYEN


12 DATED: September 9, 2005

13 /s/ Julie L. Taylor
14 SAMUEL A. KEESAL, JR.
15 LISA M. BERTAIN
16 JULIE L. TAYLOR
17 KEESAL, YOUNG & LOGAN
 Attorneys for Defendants
 CITIGROUP, INC.; CITIBANK, F.S.B., dba
 CITIBANK CALIFORNIA; CITIBANK
 (WEST) F.S.B.; and CITICORP
 INVESTMENT SERVICES

18 **CASE MANAGEMENT ORDER**

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20 [If continued]: The case management conference set for September 16, 2005 in
21 this matter shall be continued to December 9, 2005 at 10:30 in Courtroom
22 7 of this Court. A joint case management statement shall be filed no later than December
23 2, 2005.

24
25 DATED: September 9, 2005

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27 MAKINE M. CHESNEY
28 United States District Judge